

TOLER SCHAFFER, LLP
5000 Plaza on the Lake, Suite 265
Austin, TX 78746
Ph. 512-327-5515
Fax 512-327-5575

RECEIVED
CENTRAL FAX CENTER

DEC 06 2006

FACSIMILE COVER SHEET

DATE: December 6, 2006

TO: Examiner DOAN, Phuoc Huu **FAX NO.:** 571-273-8300
USPTO GPAU 2617

FROM: Jeffrey G. Toler
Reg. No.: 38,342

RE U.S. App. No.: 10/621,127, filed July 16, 2003

Applicant(s): Theodore James Myers, et al.

Atty Dkt No.: 1033-A00498-C1

Title: OVER THE AIR USER ZONE ASSIGNMENT FOR WIRELESS
TELEPHONY SYSTEMS

NO. OF PAGES (including Cover Sheet): 7

MESSAGE:

Attached please find:

- ☒ Transmittal Form (1 pg)
- ☒ Response to Non-Final Office Action (5 pgs)

5000 Plaza On The Lake
Suite 265
AUSTIN, TEXAS 78746

Tel: (512) 327-5515
Fax: (512) 327-5575

CONFIDENTIALITY NOTE

The pages accompanying this facsimile transmission contain information from the law office of Toler Schaffer, L.L.P. and are confidential and privileged. The information is intended to be used by the individual(s) or entity(ies) named on this cover sheet only. If you are not the intended recipient be aware that reading disclosing copying distribution or use of the contents of this transmission is prohibited. Please notify us immediately if you have received this transmission in error at the number listed above and return the document to us via regular mail.

DEC 06 2006

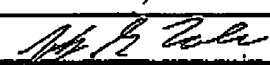
PTO/SB/21 (09-08)

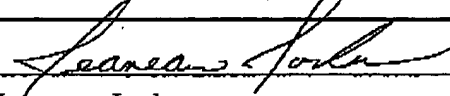
Approved for use through 03/31/2007. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/621,127	
	Filing Date	July 16, 2003	
	First Named Inventor	Theodore James Myers, et al.	
	Art Unit	2617	
	Examiner Name	DOAN, Phuoc Huu	
Total Number of Pages in This Submission	7	Attorney Docket Number	1033-A00498-C1

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notices, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks Customer No.: 60533		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Toler Schaffer, LLP		
Signature			
Printed name	Jeffrey G. Toler		
Date	12-6-2006	Reg. No.	38,342

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Signature		
Typed or printed name	Jeaneaux Jordan	Date 12-6-06

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

DEC. 6. 2006 1:54PM

TOLER SCHAFFER

RECEIVED
CENTRAL FAX CENTER

NO. 841 P. 3

DEC 06 2006

Attorney Docket No.: 1033-A00498-C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Theodore James Myers, et al.

Title: OVER THE AIR USER ZONE ASSIGNMENT FOR WIRELESS
TELEPHONY SYSTEMS

App. No.: 10/621,127

Filed: July 16, 2003

Examiner: DOAN, Phuoc Huu

Group Art Unit: 2617

Atty. Dkt. No.: 1033-A00498-C1

Confirmation No.: 1949

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NON-FINAL OFFICE ACTION

Dear Sir:

In response to the Non-Final Office Action mailed September 22, 2006, reconsideration is respectfully requested in light of the following remarks.

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to the Commissioner for Patents on <u>12-6-06</u> .	
<u>Jeaneaux Jordan</u> Typed or Printed Name	<u>Jeaneaux Jordan</u> Signature